

03-12-04

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TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
11345.020001

In Re Application Of: **Dominique HAMERY et al.**

Serial No.
09/622,245

Filing Date
August 15, 2000

Examiner
LE, Y. Young

Group Art Unit
2613

Title: **PROCESSING OF GRAPHICAL DIGITAL PICTURE DATA IN A DECODER**

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TO THE COMMISSIONER FOR PATENTS:

Transmitted herewith is:

Petition to Revive an Unintentionally Abandoned Application Under 37 C.F.R. 1.137(b), 3 pgs.

in the above identified application.

- ☐ No additional fee is required.
- ☒ A check in the amount of **\$1,330.00** is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **50-0591** as described below.
- ☐ Charge the amount of
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

Signature

Dated: **3/16/04**

Jonathan P. Osha, Reg. No. 33,986
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I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

CC:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

7/13

Applicant : Dominique HAMERY *et al.*

Art Unit : 2613

Serial No.: 09/622,245

Examiner : LE, Y. Young

Filed : August 15, 2000

Confirmation No.: 9683

Title : PROCESSING OF GRAPHICAL DIGITAL PICTURE DATA IN A DECODER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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PETITION TO REVIVE AN UNINTENTIONALLY ABANDONED

APPLICATION UNDER 37 C.F.R. §1.137(b)

Dear Sir:

The Applicant hereby petitions the United States Patent and Trademark Office to revive the above application as being unintentionally abandoned under 37 C.F.R. §1.137(b).

FACTS

1. U.S. Patent Application 09/622,245 was filed on August 15, 2000.
2. On August 26, 2003, a final Office Action was mailed, which indicated that a response to the final Office Action was due on or before February 26, 2004.
3. A response to the final Office Action was mailed by the Applicant on February 19, 2004.
4. On March 12, 2004, a docketing check revealed that an Advisory Action was mailed on March 8, 2004. Additionally, the docketing check revealed that neither a Request for Continued Examination (RCE) nor a Notice of Appeal, was filed by February 26, 2004, thereby abandoning the application.

5. The Applicant asserts that the failure to file an RCE or a Notice of Appeal was unintentional.
6. The Applicant further submits that the entire delay, February 26, 2004 until the filing of the present petition on March 16, 2004, was unintentional.
7. The present Application was filed after June 8, 1995, therefore, no terminal disclaimer is believed to be required and the attached RCE is believed to be the appropriate reply.
8. Included with this petition are an RCE with the associated fees and the petition fee. Note that the fees for a three-month extension of time were paid with our reply to the final Office Action filed on February 19, 2004.

REMARKS

In light of the above facts, the Applicant hereby petitions for revival of the referenced application as being unintentionally abandoned pursuant to 37 C.F.R. §1.137(b). The Applicant submits the above facts reveal that the failure to file the RCE or the Notice of Appeal was due to internal docketing errors, and therefore, was unintentional.

Further, as required by 37 C.F.R. §1.137(b), the Applicant encloses the RCE with the associated fee, in addition to the petition fee as set forth in 37 C.F.R. §1.17(m), which constitutes a full reply to the final Office Action of August 26, 2003. Should the Commissioner require any additional information to further show that the failure to file was unintentional, the Applicant requests that the Commissioner please contact the undersigned.

The Applicant respectfully asserts that the submission of the RCE with associated fees and the petition fee, along with the facts listed above, are sufficient to revive the above application. Please charge any fees, or make any credits to Deposit Account No. 50-0591 (Reference Number 11345.020001).

Respectfully submitted,

Date: 3/16/04



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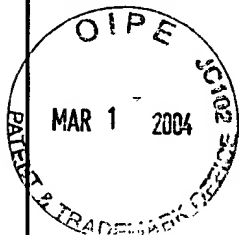
CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10) Applicant(s): Dominique HAMERY et al.			Docket No. 11345.020001
Serial No. 09/622,245	Filing Date August 15, 2000	Examiner LE, Y. Young	Group Art Unit 2613

Invention:

PROCESSING OF GRAPHICAL DIGITAL PICTURE DATA IN A DECODER

I hereby certify that this Petition to Revive Unintentionally Abandoned Application
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on March 16, 2004
(Date)

Lisa H. Smith

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